

Exhibit 6

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John Van Merkensteijn – April 19, 2021

Page 1

1 UNITED STATES DISTRICT COURT
2 SOUTHERN DISTRICT OF NEW YORK
3 CASE NO. 18-MD-2865 (LAK)

4 IN RE:)
5)
6 CUSTOMS AND TAX ADMINISTRATION OF)
7 THE KINGDOM OF DENMARK)
8 (SKATTEFORVALTNINGEN) TAX REFUND)
9 SCHEME LITIGATION)
This document relates to case nos.)
19-cv-01783; 19-cv-01788; 19-cv-01794;)
19-cv-01798; 19-cv-01918)

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12 C O N F I D E N T I A L
13
14

15 REMOTE VTC VIDEOTAPED DEPOSITION UNDER ORAL
16 EXAMINATION OF
17 JOHN VAN MERKENSTEIJN
18 DATE: April 19, 2021
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25 REPORTED BY: MICHAEL FRIEDMAN, CCR

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John Van Merkensteijn – April 20, 2021

Page 250

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2 SOUTHERN DISTRICT OF NEW YORK
3 CASE NO. 18-MD-2865 (LAK)

4 IN RE:)
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19-cv-01798; 19-cv-01918)
9)

10
11
12 C O N F I D E N T I A L
13 SUBJECT TO THE PROTECTIVE ORDER
14

15 CONTINUED REMOTE VTC VIDEOTAPED DEPOSITION UNDER
16 ORAL EXAMINATION OF
17 JOHN VAN MERKENSTEIJN
18 VOLUME II
19 DATE: April 20, 2021
20
21
22
23
24

25 REPORTED BY: MICHAEL FRIEDMAN, CCR

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John Van Merkensteijn - April 19, 2021

Page 18

1 I mean, it just depends on what I'm
2 working on.

3 Q Okay. Can you spell the last one
4 that you mentioned?

5 A S-A-M-N-A-U-N.

6 Q Okay. What is Rossi Acquisitions
7 LLC?

8 A An LLC.

9 Q Okay. What kind of business does
10 it conduct, if any?

11 A It was focused on trying to do an
12 acquisition of a U.K. public company.

13 Q Did that acquisition go through?

14 A No.

15 Q Who were the members of the LLC?

16 A Me.

17 Q Sole member?

18 A No. I think there's a daisy chain
19 of entities. But it's ultimately me.

20 Q Got it.

21 Down at the bottom, it lists
22 directorships at two entities. One is
23 I-Behavior, Inc.

24 What was that?

25 A I-Behavior is a direct marketing

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John Van Merkensteijn – April 19, 2021

Page 114

1 A I don't recall.

2 Q Okay. And then, if you turn to the
3 last diagram in the exhibit, do you know what
4 this diagram is illustrating?

5 A Which one are you looking at? I
6 have two.

7 Q I'm sorry. The last diagram,
8 meaning the one that says -- there's a box
9 for "TNL Global LLC?"

10 A Yes, right.

11 Q What is this structure?

12 A This is a structure for the
13 acquisition of a U.K. public company. And I
14 was bringing together a bunch of parties to
15 try to do that acquisition.

16 Q Unrelated to dividend arbitrage
17 trading?

18 A Yes. This is in the effort to try
19 to invest the capital that we had in the
20 plans because we were going to invest into
21 long-term projects. This was one.

22 The ones you listed before, all
23 long-term projects.

24 Q Okay. The SyncThink investment,
25 was that an investment with Mr. Quasha?

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Page 408

1 Mr. Ben-Jacob in the past about the
2 permanency requirement with respect to the
3 pension plans?

4 A Yes.

5 Q And you understood that it was
6 supposed to be intended for long-term or
7 permanent existence.

8 Correct?

9 A Well, long-term. I never
10 understood permanent. But that's why I had
11 my plans start investing in long-term
12 projects.

13 Q And when he says that "we should
14 not terminate the partnerships because the
15 bona fides of the plans could be questioned,"
16 is he suggesting that you should keep these
17 entities open for appearance's sake?

18 MS. MCCARTHY: Objection.

19 A I don't know the conclusion of
20 that. I can just read what he said.

21 His advice was --

22 Q I'm sorry.

23 A Yeah. His advice was you shouldn't
24 terminate the plans.

25 Q Well, and that comes along with